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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James Peter HERRICK et al.

Confirmation No.: 7759

Application No.: 09/935,064

Group Art Unit: 1761

Filing Date: August 21, 2001

Examiner: N. BHAT

For: DEVICE AND METHOD FOR ON-  
DEMAND DISPENSING OF SPOONABLE OR  
DRINKABLE FOOD PRODUCTS HAVING  
VISUAL APPEARANCE OF MULTI-  
COMPONENTS

Attorney Docket No.: 88265-7079

**AMENDMENT AND RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed on December 8, 2004, Applicants submit the following amendments and remarks for entry into the above-identified application. Also presented herein is a petition for an extension of time for three months.

**Amendments to the Claims** are reflected in the listing of claims beginning on page 2 of this paper.

**Remarks** begin on page 4 of this paper.

A petition for an extension of time is enclosed.

No fees are believed to be due for the claim changes of this amendment submission. Please charge any required fees to Winston & Strawn LLP deposit account no. 50-1814.

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